



RCE 2005

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application No.	10/089,009
Filing Date	August 6, 2002
First Named Inventor	Goldman et al.
Group Art Unit	1646
Examiner Name	Dong Jiang
Attorney Docket No	218811
Client Reference No	E-025-1999/0-US-03

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

**1. Submission required under 37 CFR 1.114**

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on June 17, 2005  
(Any unentered amendment(s) referred to above will be entered.)
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on
  - iii.  Other: Declaration Under 37 C.F.R. § 1.132 of Thomas Waldmann, M.D. dated June 17, 2005
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Form PTO-1449
  - v.  Copies of References listed in Form PTO-1449  
(except for U.S. patents and applications)
  - vi.  Other:

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of      months. (Period of suspension shall not exceed 3 months; fee under 37 CFR 1.17(i) required.)
- b.  Applicant claims small entity status. See 37 CFR 1.27
- c.  Other:

**3. Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a.  Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.
  - i.  RCE fee of \$790.00 (large entity) required under 37 CFR 1.17(e)
  - ii.  One-month extension of time fee of \$120.00
  - iii.  An extension for      has already been secured and the fee paid therefor of \$      is deducted from the total fee due for the total amount of extension now requested.
  - iv.  Petition for an extension of time (including the period noted above, if checked), as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
  - v.  Suspension of action fee of \$130.00 (37 CFR 1.17(i))
  - vi.  Other:
  - vii.  Claim fee

CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE					
TOTAL	14	MINUS	21	= 0	x 25=	\$	x 50=	\$					
INDEPENDENT	5	MINUS	7	= 0	x 100=	\$	x 200=	\$					
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 180=	\$	+ 360=	\$					
Claim fee total									\$0.00				
Total amount to be charged to Deposit Account									\$910.00				
<ul style="list-style-type: none"> <li>b. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any deficiencies in the above fees or to credit any overpayments to Deposit Account No. 12-1216</li> </ul>													



REQUEST FOR CONTINUED EXAMINATION TRANSMITTAL  
(CONTINUED)

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Print/Type)	Bruce M. Gagala	Registration No. (Attorney/Agent)	28,844
Signature		Date	September 15, 2005
Address	Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 180 North Stetson Avenue Chicago, Illinois 60601-6780	Phone	(312) 616-5600 (telephone) (312) 616-5700 (facsimile)

**MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10**

I hereby certify that this document and all accompanying documents are, on the date indicated below, being  deposited with the U.S. Postal Service using "Express Mail" service in an envelope addressed in the same manner indicated on this document with Express Mail Label Number  deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or  facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-8300.

Name (Print/Type)	Mirella Gallegos		
Signature		Date	September 15, 2005

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RCE Transmittal (Revised 4/8/05)